

**UNITED STATES PATENT & TRADEMARK OFFICE**  
Washington, D.C. 20231

REQUEST FOR PATENT FEE REFUND											
1 Date of Request: <u>6/3/05</u>		2 Serial/Patent # <u>09/935,280</u>									
3 Please refund the following fee(s):		4 PAPER NUMBER	5 DATE FILED	6 AMOUNT							
	Filing			\$							
	Amendment			\$							
	Extension of Time			\$							
	Notice of Appeal/Appeal			\$							
<input checked="" type="checkbox"/>	Petition	1FW	2/7/05	\$ 200.00							
	Issue			\$							
	Cert of Correction/Terminal Disc.			\$							
	Maintenance			\$							
	Assignment			\$							
	Other			\$							
			7 TOTAL AMOUNT OF REFUND								
			\$ 200.00								
8 TO BE REFUNDED BY:											
10 REASON:		Treasury Check									
	Overpayment	Credit Deposit A/C #:									
	Duplicate Payment	9 <table border="1" style="display: inline-table; text-align: center; width: 150px;"><tr><td>0</td><td>7</td><td>--</td><td>1</td><td>8</td><td>9</td><td>6</td></tr></table>			0	7	--	1	8	9	6
0	7	--	1	8	9	6					
<input checked="" type="checkbox"/>	No Fee Due (Explanation):										
1254 OG 92 - fee waived											
11 REFUND REQUESTED BY:											
TYPED/PRINTED NAME: <u>Nancy Johnson</u>			TITLE: <u>Sr Petitions Atty</u>								
SIGNATURE: <u>Nancy Johnson</u>			PHONE: <u>571-272-3219</u>								
OFFICE: <u>Petitions</u>											
*****											
THIS SPACE RESERVED FOR FINANCE USE ONLY:											
APPROVED: <u>Han Le</u>			DATE: <u>6/6/05</u>								

*Instructions for completion of this form appear on the back. After completion, attach white and yellow copies to the official file and mail or hand-carry to:*



PATENT  
Attorney Docket No.: INVIT1300-1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Chesnut et al. Art Unit: 1637  
Application No.: 09/935,280 Examiner: T.E. Strzelecka  
Filed: August 21, 2001 Conf. No.: 8805  
Title: METHODS AND REAGENTS FOR MOLECULAR CLONING

Mail Stop ISSUE FEE  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

APPLICATION FOR PATENT TERM ADJUSTMENT  
PURSUANT TO 37 C.F.R. § 1.705(b)

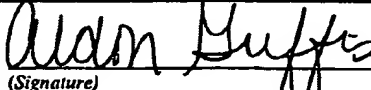
Sir:

Applicant hereby petitions for reconsideration of the Patent Term Adjustment (PTA) accorded the above-identified application. Attached hereto as Exhibit A is a copy of the Determination of Patent Term Adjustment under 35 U.S.C. 154(b) mailed November 19, 2004, in addition to a copy of the Patent Term Adjustment History as outlined in the Patent Application Information Retrieval (PAIR) system. This Determination states that the Total PTA at allowance is 164 days. It is respectfully requested that the PTA be reconsidered, specifically to reduce the Applicant delay from 62 days to 54 days. The resultant total PTA would thereby increase the total PTA from 164 days to 172 days.

02/09/2005 DENMANU2 00000098 09935280

14 FC:1455

200.00 DP

CERTIFICATION UNDER 37 CFR §1.8	
I hereby certify that the documents referred to as enclosed herein are being deposited with the United States Postal Service as first class mail on this date, February 3, 2005, in an envelope addressed to: Mail Stop ISSUE FEE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.	
Aldon Griffis (Name of Person Mailing Paper)	
 (Signature)	February 3, 2005 (Date)

GT6432925.1  
102894-23

• In re Application of:  
Chesnut et al.  
Application No.: 09/935,280  
Filed: August 21, 2001  
Page 4

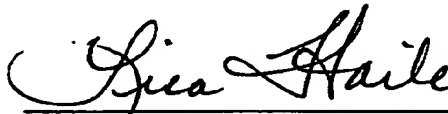
PATENT  
Attorney Docket No.: INVIT1300-1

### REMARKS

The Examiner is invited to contact Applicants' undersigned representative if any additional supporting documentation is required or if there are any questions relating to this application. Enclosed is Check No. 573912 in the total amount of \$1,930.00, which consists of \$200.00 for the fee for application for patent term adjustment under 37 C.F.R. § 1.18(e), \$1,400.00 for the Issue Fee, \$300.00 for the Publication Fee and \$30.00 for the Advance Order Fee for Ten (10) Patent Copies. The Commissioner is hereby authorized to charge any other fees that may be associated with this communication, or credit any overpayment to Deposit Account No. 07-1896.

Respectfully submitted,

Date: February 3, 2005



Lisa A. Haile, J.D., Ph.D.  
Reg. No. 38,347  
Telephone: (858) 677-1456  
Facsimile: (858) 677-1465

**USPTO Customer Number 28213**  
**DLA PIPER RUDNICK GRAY CARY US LLP**  
4365 Executive Drive, Suite 1100  
San Diego, California 92121-2133